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12 UNITED STATES DISTRICT COURT  
13 NORTHERN DISTRICT OF CALIFORNIA  
14 SAN FRANCISCO DIVISION

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UNITED STATES OF AMERICA,	}	No. 11-71374 MAG
Plaintiff,	}	STIPULATION AND [PROPOSED]—
v.	}	ORDER EXCLUDING TIME
ERNEST ORTEGA,	}	FROM DECEMBER 15, 2011 TO
Defendant.	}	JANUARY 26, 2012

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The parties request and stipulate that, pursuant to Federal Rule of Criminal Procedure (FRCP) 5.1(d), the time limits set forth in FRCP 5.1(c), be tolled and waived from December 15, 2011 to January 26, 2012. The parties agree that – taking into account the public interest in prompt disposition of criminal cases – good cause exists for this extension. Defendant also agrees to toll and to waive for this period of time any time limits applicable under Title 18, United States Code, Section 3161, for the effective preparation of both parties.

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STIP. AND PROP. ORDER RE: TIME EXCLUSIONS  
11-71374 MAG

1 Undersigned defense counsel represents that he has spoken with his client, Mr. Ortega  
2 and that Mr. Ortega agrees to the continuance and to time being tolled and waived as requested.

3 **IT IS SO STIPULATED.**

4 DATED: January 13, 2012

Respectfully submitted,

5 MELINDA HAAG  
6 United States Attorney

7 By /s/  
8 HEATHER M. MELTON  
9 Special Assistant U.S. Attorney

10 DATED: January 13, 2012

BARRY PORTMAN  
11 Federal Public Defender

12 By /s/  
13 STEVEN KALAR  
14 Attorney for Defendant ORTEGA

15 **IT IS SO ORDERED.**

16 DATED: January 23, 2012

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18 HON. ELIZABETH D. LAPORTE  
19 United States Magistrate Judge